THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.21583 OF 2007

Between:

Nallamothu Koteswara Rao

……..Petitioner

Vs.

The Land Acquisition Officer-cum-District Collector, Guntur
And two others.

…….Respondents.

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.21583 OF 2007

O R D E R:

1) This writ petition is filed by the petitioner aggrieved by the action of the respondents in proposing to disposess the petitioner and interfering with his possession over the total extents of the lands measuring Ac 6.22 guntas situated in D.Nos.376/A1, 377/A, 378/A1, 378/A2, 378/A3 of Chavavaripalem, H/o.Angalakuduru, Tenali Mandal, Guntur District, without following the due procedure as contemplated under the Land Acquisition Act or with the consent of the petitioner.

2) According to the petitioner, since no land acquisition proceedings have been initiated or the consent of the petitioner has been obtained, the respondent authorities have no right either to interfere with or to dispossess the petitioner from his lands. Therefore, the action of the respondents is illegal and without jurisdiction.

3) Heard the learned counsel for the petitioner and the learned Government Pleader appearing for the respondents.

4) Since it is stated that the respondents did not initiate any land

acquisition proceedings or obtain the consent of the petitioner, the respondents are not entitled to interfere with or to dispossess the petitioner from the above referred lands of him. However, this shall not preclude the respondents to take any proceedings in accordance with law.

5) The writ petition is accordingly disposed of. No order as to costs.

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G.ROHINI J.,

Dt.11.10.2007

Note:
Wire at parties costs
B/o
tjs